

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

DAVID EASLEY,

Plaintiff,

v.

GARY HAYWOOD, et al.,

Defendants.

Case Number: 1:08cv601

JUDGE TIMOTHY S. BLACK

MOTION IN LIMINE TO PROHIBIT THE INTRODUCTION OF PROTECTED
EVIDENCE AT TRIAL

On December 14, 2014, the Parties entered into a Stipulated Protective Order for the Protection of Confidential Information. (Doc #: 223). The purpose of the Stipulated Protective Order was, *inter alia*, to “limit the disclosure of discovered information, for the protection of third parties and to preserve confidentiality of certain matters.” (Doc #: 223, PAGEID #: 1106). Pursuant to Section (6), only those individuals listed in subsections a through g, are able to view documents marked as “confidential.” (*Id.*, PAGEID #: 1108). Plaintiff was specifically exempted from any “pretrial viewing or obtaining” information contained within any such identified document. (*Id.*).

According to Paragraph 17, should Plaintiff anticipate using any such identified documents at trial, the Parties have agreed to “work to enter into a written agreement as to the use of the documents or information to which this Stipulated Protective Order applies.” (*Id.*, PAGEID #: 1111).

Plaintiff’s counsel has at all times upheld this Stipulated Protective Order in accordance with its mandates. Defense counsel files this pleading only as a customary precaution taken in every case proceeding to trial in which confidential information has been disclosed.

WHEREFORE, Defendants respectfully request that this Honorable Court prohibit disclosure of confidential information unless the Parties have entered into an agreement authorizing the same.

Respectfully submitted,

MICHAEL DEWINE

Ohio Attorney General

/s/ Debra Gorrell Wehrle

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Counsel for Defendants

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing was electronically filed on April 8, 2015. Notice of this filing will be sent to all parties by the operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Debra Gorrell Wehrle

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